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**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

Christopher Kohls,

Case No. 2:24-cv-02527-JAM-CKD

V.

Plaintiff,

Plaintiffs' Notice of Motion and Motion for Summary Judgment against AB 2839

Rob Bonta, et al.,

Date: August 5, 2025
Time: 1:00 pm
Crtrm: 6, 14th floor
Judge: John A. Mendez

The Babylon Bee, LLC, et al.

Case No. 2:24-cv-02787-JAM-CKD

v.

Plaintiffs.

Rob Bonta, et al.,

Defendants.

Rumble Inc., et al.

Case No. 2:24-cv-03315-JAM-CKD

V

Plaintiffs.

Rob Bonta, et al.

Defendants.

X Corp,

Case No. 2:24-cv-03162-JAM-CKD

V.

Plaintiff.

Rob Bonta, et al.

Defendants.

**PLAINTIFFS' NOTICE OF MOTION AND
MOTION FOR SUMMARY JUDGMENT AGAINST AB 2839**

Plaintiffs Christopher Kohls, The Babylon Bee, LLC, and Kelly Chang Rickert move for summary judgment under Federal Rule of Civil Procedure 56 and Local Rule 260. Plaintiffs request that this Court enter a permanent injunction prohibiting Defendants from enforcing AB 2839, Cal. Elec. Code § 20012 *et seq.*, facially and as applied. Under 28 U.S.C. § 2201, Plaintiffs also seek declaratory relief stating that facially and as applied AB 2839 violates the First and Fourteenth Amendments to the United States Constitution and Article I, Section 2, of the California Constitution.

As set out in Plaintiffs' attached memorandum of law, there is no genuine dispute of any material fact that would preclude summary judgment, and Plaintiffs are entitled to judgment as a matter of law. In support of this motion, Plaintiffs submit and rely upon the following:

- Memorandum of Law in Support of Plaintiffs' Motion for Summary Judgment against AB 2839
 - Statement of Undisputed Facts in Support of Plaintiffs' Motions for Summary Judgment
 - Declaration of Christopher Kohls in Support of Plaintiffs' Motions for Summary Judgment
 - Declaration of Seth Dillon in Support of Plaintiffs' Motions for Summary Judgment
 - Declaration of Kelly Chang Rickert in Support of Plaintiffs' Motions for Summary Judgment
 - Declaration of Joel Kurtzberg in Support of Plaintiffs' Motions for Summary Judgment
 - All documents previously filed with the Court

1 Should this Court grant Plaintiffs' request for relief, Plaintiffs also seek
2 reasonable attorneys' fees and costs, and any other relief this Court finds just and
3 proper.

4

5 DATED: March 7, 2025

6

7 s/ Adam E. Schulman

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21 *Bee, LLC and Kelly Chang Rickert*

PROOF OF SERVICE

I hereby certify that I filed a true and accurate copy of the foregoing document with the Clerk of Court using the CM/ECF system, which automatically sends an electronic notification to all counsel of record.

DATED this 7th day of March, 2025.

s/ Johannes Widmalm-Delphonse
Johannes Widmalm-Delphonse
Counsel for Plaintiffs The Babylon Bee, LLC and Kelly Chang Rickert